App. F IX-4

V P

1932

File No. 50-32

Previous References Nil

Serial Nos. 1-4.

Later References

Mez

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 4.

Part B for September 32

SUBJECT.

Resumption of certain lands of the Kanive Kabarsthan and Tope at Sriranagere Mysore Dk

---

To The Mez Comr, Revenue Comr
Chief Protg
Superintendent
Revenue Survey

No. 385-91 27-9-32.

Approved of the Mez Comr's proposals.

General and Revenue Secretariat

LR File No. 38 of 1931/32

[App. F. III—2

Serial No.

50

Letter No. C 39 (31-32-8) 16-4-32 from the Rev Commr. recommending sanction to the cancellation of the Inam tenure of the Deva daya inam lands endowed to Khaneyshan Saheb's Kabarashan & tope at Karangere village Mysore Tk & to dispose of in the manner proposed.

" The Dep Commr. recommends that both the Inamdar Survey numbers might be resumed & about 5 acres granted for Kabarashan But the Rev Commr is of opinion that S No 9 may be confirmed to the present alienee on full assessment as it is not known when the first alienation took place & that the other S No may be resumed inasmuch as the alienation is quite recent. Subd. for orders

Dep Secy 26) 4

I Think alienations of Devadaya Inams have to be dealt with either under the Inam Commissioner's Notification of 1877 or under the Religious & Charitable Endowments Act. In this case Board will not have to deal with it. The Mysore Branch

2-27/4/32

Subd.

3 From the instructions contained in the Mysore order of 1-3-29. (the latest order on the subject) it is seen that only if the Inam lands of defunct Inamdar institutions are proposed to be regranted to

NOTE—Contn Sheet.

institutions or after resumption the annual income from the lands is credited to General Muzrai Fund, the case will have to be dealt with in the Muzrai branch In the case under disposal it is proposed to resume one of ~~two~~ Survey numbers in fact & to confirm the other to the alienee This has perhaps to be dealt with in the Rev Dept Muzrai Branch may perhaps be consulted

(by Revd)
7/4

"Please put up the Act" referring to any rule or note if there is provision for such cases may be dealt with under the Act"

2/5/43

Revd-

5 A copy of the Mysore Religious & charitable institutions Regulation 1927 is put up The Regulation does not seem to provide for dealing with deferred institutions (if any) in Sec 9 & 10 of the Regulation provide for cases of unauthorised alienation of Inam lands granted by Govt to a Religious institution for its upkeep. The Muzrai Branch may if approved be consulted

of the Dept.

6 Sec 2 (1) of the Mysore Religious & charitable Institutions Regn deals with "Religious institutions" The question however is whether the "Religious" character of the institutions

General and Revenue Secretariat | File No. | of 193 .

Serial No.

Vide Sect 19 of the Inam Regn

Which has been alienated long ago can now be acted upon under Sec 20 referred to - the question of utilising such Inam lands for the charitable purposes has perhaps to be done under the Charitable Endowments Regn if the Regn permits it. Subsequent resumption of Inam Cancellation of the Inam tenure, as recommended are perhaps matters for consideration in the Rev. Deptt -

Board -

6/5

7 cases of unauthorised alienations & Devadaya Inams have to be dealt with under Sec 9 cor 10 of the Mysore Religious cor Charitable Institutions Regn. It is after the lands are resumed by the Mysore Department or the case ordered to be disposed of for retention after the Cancellation of the Inam tenure that action is to be taken in the Rev Department

& The file may therefore be transferred to the Mysore Branch for disposal

Rev Secy 7/5/32

9 Inams may be sent to Mysr Secty for necessary action

GENL. & REV. SECRETARIAT 1323. 9 - MAY 1932 MUZRAI.

Mr CC - Sir

10) Send for orders

Ch Secy 9/5/32

11) Please put up a copy of the Mysore Regn & Ch. Board Regn

12) Secy to Govt Rev Dept Please put up 11/5/32

Ch Secy 11/5/32

NOTE—Contn Sheet.

WD 70—GBPM—60,000—13-8-31

1328
Mysore

File No. of 193 . | General and Secretar

15) The facts of the case are fully explained in the D.C.'s letter to Dev. Secy dt 12.4.32) The points raised are

(1) To cancel the mam tenure of Re-Survey No 18 & 9 gantan (10 Ac 2 G) of Granges Village, Mysore Taluk Endowed to Khanejahan Sahatto Kabarastan & type which has ceased to function and

(2) To Confirm S. No. 9 to the present Alinee on full Assessment and resume the Mx, S. No. 18 the alienation being recent.

16) As regards S. No. 9 it is seen from the report that late Mr Krishna Rao ret Registrar sold S. No. 9 to Ali Merchant Mr Thammayya in April 1923. As Mr Krishna Rao's sons are alive it cannot be difficult to find out how & when Mr Krishna Rao came to the possession of the land. If he had lost it in 1921 or 1922 it will be possible for him to take steps to resume the same under Sec 10 of the Mysore Religious & Charitable Institutions Regn 1927. Mr Service Research in the Sub-Registry office ought to give some clue.

17) The D.C's recommendations are for orders

14/5/32

7(Sd)

16) S No 18 may be resumed.

17) As regards S No. 9, it is not quite clear. Mr. Krishnaraja has had A long time, and if the present owners can claim

8433
14/5-

the

and Revenue Secretariat | File No. of 193 .

Serial No.

6 MAY 1932
No. 2402

benefit of being allowed to retain the buildings on payment of full assessment. The matter requires further investigation

18/- number

15/1-
1/1615

18) Re-survey No. 18.- The Institution to which the grant was made, having become defunct, the land has to be resumed and dealt with under the G.O. dated 1st March 1929. The Inam tenure of the land need not be disturbed as it may have to be re-granted to some other institution under the said G.O. How in the meantime the land has to be dealt with, has to be considered. The Special Duty Amildar has suggested that it might be leased to Mr. Mahomed Ghouse Peer Saheb of Bannur for a period of 30 years for an annual gutta of Rs 20/- plus cesses. The Muzrai Commissioner has expressed no opinion on this recommendation and his views about it may be ascertained.

19) Re-survey No. 9.- This land is reported to have been acquired by the Mussalman public of the Mysore City for extending a burial ground required by them. If there is need for this extension, the land required therefor has to be provided free of assessment. The community has acquired this piece of land and if it is going to be used as part of the Kabarstan, it may be sufficient if the Inam tenure of the land is cancelled and the use of it allowed to the community free of assessment. The views of the Muzrai Commissioner may be obtained upon this proposal also.

NOTE—Contn Sheet.

WD 70—GBPM—60,000—13-8-31

1818

b)

1393 87

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20 D/ft calling for a report from the M.C. is submitted for approval

C.L. Mag
23/5/32

21 Mag 25/5/32

Letter No 1777 dated the 28th May 1932 to the Mamlatdar Commg forwarding a copy of the R.C's letter and calling for his opinion on certain points raised therein.

Sd. A

Letter No 1503/31-32 of 2-8-32 from The Mamlatdar Commissioner stating that The possibility of transferring S.No.18 endowed to Khanejehanpahib's Kabarastan at Erandwane to any other institution would be investigated & time is the meanwhile The said Survey number may be leased out to Mr Mahomedghouse Peer Saheb of Baramati The present Mutwallis & submitting his views with regard to the remaining S. No. 9-22) the information furnished in letter regarding nominals in paras 18 & 19 Report — not well —

Sd 19/8/32

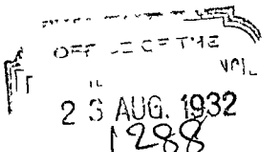
Sd 19/8/32

Submitted with reference to paras 18 & 19 supra.

Sd 19/8/32

(For Secy)
18/8/32)

The MC's views as expressed in his proceedings 2/8/32 letter dt 30.7.32 may be approved



Mag 24.8.32

General and Revenue Secretariat — File No. 50 of 1932

Serial No.

Please see remarks on draft 29/5

Revised D/L submitted as directed

TYPING SECTION 31 AUG. 1932 GENL. & REV. SECTT.

4 G.O. No. 388-91 R. 7.9.32 approving of the proposals of the Mysore Commissioner

WD 02553—G.P.B.—50 000—8 7 30

File No. of 193 General and Revenue Secretariat

L.R. -31- 0

OFFICE OF THE REVENUE COMMISSIONER,
IN MYSORE,

No. C. 39/31-32/Metane file

Dated, Bangalore, ... 193

16 APR 1932

No 3788

From

Revenue Commissioner in Mysore

To

The Secretary to the Government
of His Highness the Maharaja of Mysore,
Bangalore

SIR,

Appendix F G—1]

10

SUBJECT .....

.....

.....

Section Anuzpur

File No. 50-32

Serial No. 2

Diary No. of letter replied to ...1323.....

No. 1777/Rev/Encl/1932

To The Anuzpur Comr,
Bangalore.

General and Revenue Secretariat

(Anuzpur)

the *193* .

Date of issue ...28.5.32.....

Signed by ...B.L. Venkatesa...

Sir,

I am directed to forward herewith a copy of letter No C 39/31-32 dated the 12th/16th April 1932 received from the Revenue Comr in the matter of the resumption and disposal of certain devadaya inam lands enclosed to Khane Jehan Sahib's Kaleeswaran and Co. at Erariyur, Anuzpur

List of enclosures .....

Copied by .....

Examined by .....

application for Jodhpur.—
Re Reserve 2018
and to request you to
favour me with
your opinion on the
following points.—

Reserve No 18. The institution
to which the grant was made,
having become defunct, the
land has to be resumed
and dealt with under GO
No 1169-72/Imp 49-28-2 dated
the 18th March 1929. The main
tenure of the land should not
be disturbed as it may have
to be regranted to some
other institution under the
said GO. As the land has
revenue in the meantime
to be dealt with, ~~and the~~
~~Special Duty Assistant~~
~~has suggested~~, it may
be stated whether the
land might be leased
out to the Mahomed Ghouse
Peer Sahib of Banur for

G. R. S. App F. G. 3.

GENERAL AND REVENUE SECRETARIAT.

(Continuation sheet draft form.)

a period of 30 years for an annual Jutta of Rs 20/- plus cesses, as suggested by the Special Duty Asst. Coll.

Reference 2 & 9

This land is reported to have been acquired by the Municipal Public of the Improvement Trust, for extending a burial ground, and if there is need for this extension, the land required therefor has to be provided free of assessment. The Community has acquired this piece of land and if it is going to be used as part of the Kabarestan, it may be stated accordingly

WD 0327—GPB—10,000—18 5 27

it will not be sufficient if the usufructuary tenure of the land is cancelled and the use of it allowed to the Community free of assessment.

The papers returned with the Rev Commissioners under consideration are forwarded herewith, in original, for perusal & return with reports.

I have the

25/5/32

honour to be

Sir,

Your most obedient

Servant

C.S.

23/5/32

No. 1503/21-32
Encl 1 file

OFFICE OF THE MUZRAI COMMISSIONER
IN MYSORE,

Bangalore, ... 193 .

FROM

S. P. RAJAGOPALACHARI, ESQ., B.A., B L.,
Muzrai Commissioner in Mysore.

GENL. & REV SECRETARIAT
1 - AUG. 1932
MUZRAI.

To

Secretary to Government of His Highness
the Maharaja of Mysore,
.....Department.

SIR,

[illegible] was [illegible] the [illegible]

[illegible]

[illegible]

MAY 1932

Letter No.C. 69/31-6 dated 1st July 1931 from the Deputy Commissioner, Mysore District, to the Revenue Commissioner for Mysore.

Inam lands - Ahmedjan Rahman Saib's Dharmasthan - Mysore City - Resumption of -

---

I have the honour to state that the originally granted Survey Numbers 9 and 159/1 of garden lands aggregating to about 10 acres in Mysore City were endowed as Devadaya Dharmam Inam for the support of Ahmedjanmiah Saib's Dharmasthan or tope at Trangere, Mysore Taluk. The Special Amildar who has inspected the lands reports that the Institution is not functioning and that no tope is in existence.

Survey No.	Resurvey No.	Extent.	Assessment.
159/1	19 Garden.	4- 0	8-8- 0
161	9 "	6- 1	1 -0- 0
		10- 7	

From the records of enquiry made by the Special Amildar, it is seen that both the Inam lands have been alienated by the descendants of Ahmedjanmiah Saib, and the Institution neglected. Old S. No.161 (Resurvey 9) and another Inam old S.No. 160 (1 acre 2 guntas - 2 poen) have been sold by the late Krishna Rao, retired Regimentdar, Devaraja Agrahar, Mysore, to Mr.Thimmiah, Piece Merchant, Sandikere, Mysore, on the 1st for Rs.800/- as per copy of sale deed enclosed. In the sale deed executed by Mr.Krishna Rao it is stated that these lands came to his ancestral property and that a portion of old S. No.161 was not in his name, the process for rectification to get it changed to his name. It is not clear as to how and when Mr.Krishna Rao got possession of the Inam lands. Mr.Thimmiah sold these lands to Mr. Ulam Ahmed Sab on Mysore Patta on 6th March 1924 for the same price of Rs.800/- and executed sale deed. The lands are required under the Municipality of the Mysore City for extension of the burial ground, they are fallow [illegible]

amount by subscription and got the ownership of these lan transferred to the name of the Musalman public of the Mys City as per registered sale deed executed on 26th March 192 by Mr.Gulam Mohedeen sab. He and another desire that the Inam land may be resumed and regranted to the Kabrasthan of the Musalman public,and that the amount paid by them to Mr. Thomiah may be got back to them. The Special Amildar reports that the Inam land may be resumed and regranted to the Musalma burial ground.

5. Inam land original S.No.159/1 Re.S.No.18).

Monadeen Khan Saheb, stated to the great grand sons of Khanejah Nkhan,mortgaged this inam land,and S.No.159/2 (Sirkar land) to Mohamad Sheriff Sab of Mysore for Rs.250/- on 4th June 1920,and subsequently sold the above lands measuring 4 acres 28 guntas to the mortgagee for a sum of 1200/- xxx on 24th July 1924. Thereafter, Mogadum Sheriff Sab sold these lands to Mr. Mohomed Ghouse Peer Sab of Bannur for the same amount of Rs.1200/- on 5th February 1926. The purchaser represents that he has spent heavy amount for improving the land, that the annual income therefrom is only Rs.30/- and that the inam land may be leased out to him for Rs.20/- per annum paying cesses due to Government and that the sale amount paid by him may be got back to him.

The Special Amildar reports that the sale of the inam lan may be treated as null and void and resumed to Government and leased out to Mr.Mahomed Ghouse Peer Sab for a term of 30 years on Rs.20/- per annum plus cesses due to Government. It is reported that there is no garden crop on the land which is bei used for raising dry crops only, and that it is not possible t Government should intercede and arrange to recoup the value paid by the alienees as it is a matter for which they have to seek relief in a Civil Court.

. The Sub Divisior Officer, Mysore recommends sanction to the proposals of the Special Amildar.

17

5. As the institution for which the above two inam lands were granted is no longer functioning and as they have been alienated, I request that sanction of Government may kindly be obtained to resume the Inam lands and out of these to grant about 5 acres or so much as is needed for the extension of the Secretariat, the remaining extent reverting to Government. The Sub Division Officer, Guntur, has been instructed to issue a notice to the parties that they may have to seek redress in a Civil Court.

6. In this connection, I may state that Government in their notification No.L. 1429 Rev.-I-30 dated 5th March 1931 have sanctioned the acquisition of the above two inam S.Nos. and 10 acres 20 cents out of two others S. Nos.10 & 11 of Brahmeru for the purpose of the Sewage Farm at the instance of the Trust Board, Guntur. As there are graves on these lands and as the place could not be utilised for the purposes of the Sewage Farm, I have written to Government that they may kindly be withdrawn from the acquisition of these lands (copy enclosed).

Copy.

For Revenue Commissioner.

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS

THE MAHARAJA OF MYSORE.

[illegible]

Read :-

Letter No. C. 39/31-32 dated the 16th April 1932 from the Revenue Commissioner in Mysore in the matter of the resumption and cancellation of the Inam tenure of the marginally noted Devadaya Inam lands endowed to Kuvempudi's Saburasthan and tope at Ramapura village, Mysore Taluk in view of the fact that the Institution is not working and the Inam lands have been alienated.

Original Survey No.	re-survey No.	Extent.		Assessment.
159/1	43	1 acre 0 guntas	(Garden)	Rs. 8/8
		0 " 1 "	(--do--	" 12/-

(2) Correspondence ending with letter No. 1503/31-32 dated the 2nd August 1932 from the Inzrai Commissioner in Mysore proposing in respect of the lands referred to above that the Inam tenure of Re-Survey No. 18 may be retained and that it may be leased out to Mr. Mahomed Ghouse Peer Sab of Anmur, the present enfranchisee for a period of 30 years for an annual patta of Rs. 20/- plus cesses and that as recommended by the Inzrai Commissioner the Inam tenure of Re-Survey No. 3 may be cancelled.

Order No. 388-91/Revy: 30-32-4.

Dated, Bangalore, 1st September 1932.

The proposals of the Inzrai Commissioner are approved.

By order of the Governor,
G. Rangaiah, Secretary.

To

The Inzrai Commissioner in Mysore,
The Revenue Commissioner in Mysore (with records),
The Comptroller to Government,
The Survey Superintendent, Northern Revenue
Range (with records).

App. F VI—G 2]

CT .....

.....

.....

Diary No. of letter replied to .....

Section Inam

File No. 50-32

Serial No. 4.

General and Revenue Secretariat

( )

the 193 .

Proceedings of the Government of His Highness the Maharaja of Mysore.

Date of issue 7.9. 1932

W. B. Muddukrishnobba

Signed by .....

Read— Letter no C 39/31-32 dy 16/4/32 from the R.C. in the matter of the resumption and Cancellation of the Inam tenure of the Marginally noted Devadaya Inam lands endowed to Khanejahans ~~Order thereon—Nil~~ Kabarastan & Tope at Erangere Village Mysore Tk in view of the fact that the Institution is now Lapsed & the ~~land~~ in Inam lands have been alienated,

2) Correspondence ending with letter no

Original S.No	Re.S.No			
1591/1	18 (garden)	Extent 4-6	Assessment Rs 8-8-0	
161	9 (Do)	6-1	12-00	

1503/31-32 dy 2-8-32 from
the D.C. proposing in respect of
the lands recd. to assess that
the Inam tenure of Re S.No. 18
may be retained & that it
may be leased out to Mr.
Md. Ghouse Peer Sahb
of Bannur, in present
Amubhavadar for a period
of 30 years for an annual
quit rent of Rs. 20/- plus cesses
& that as recommended
by the R.C. the inam tenure
of Re S. No. 9 may be
Cancelled.

Cancelled
Re duly is warned
31/8

List of Enclosure.

Order no 388-91 dy 7.9.32

The proposals
of the D.C. are approved.

31/8/32

For Secy to Govt

Copied by

Examined by

To

The D.C.
The R.C. with records
The Compr.
The Inspr. Rev Survey & Settlement
Copy to Revenue for L.S.G. Br.

WD 73—GBPM—20,000—10-8-31

9/9/32